

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**  
**Department of Health**  
**Environmental Health Administration**

**Voluntary Cleanup Program**



**Bureau of Hazardous Material &  
Toxic Substances**

**Voluntary Cleanup Program**

**CASE CLOSURE REQUIREMENTS**

**A. Scope**

Prior to approving a request for closure, the Bureau shall be satisfied of the following:

- 1) That the cleanup action plan has been properly implemented;
- 2) That all cleanup action plan objectives have been met;
- 3) That all contamination has been removed;
- 4) That the site does not pose a threat to human health and the environment;
- 5) That soil contaminant levels have been reduced to District of Columbia standards or to levels approved by the EHA;
- 6) That surface water contaminant levels have been reduced to District of Columbia standards; and
- 7) One of the following:
  - a) That the remediation standards for groundwater have been met; or
  - b) That it is infeasible to reduce groundwater contaminant levels further.

If a Participant requests a certificate of completion, while claiming that it is technically infeasible to reduce groundwater or soil contaminant levels to the standards set forth above, the Bureau may also require an exposure assessment as defined in these regulations in compliance with Departmental protocols.

### **Request for Case Closure or No Further Action Letter**

The Participant shall submit a request for a certificate of completion signed by the Participant or the Participant's authorized representative. The request for a certificate of completion shall include a summary of major events and accomplishments during the investigation/remediation process, including to the extent possible:

- 1) The cause of the release if known;
- 2) The estimated amount and type of product released; and
- 3) The estimated amount of product recovered.

#### **C. Documentation**

Closure documentation shall include a demonstration and analysis that cleanup objectives for the site have been met as outlined. The Participant shall also submit all documents (permits, certificates, approvals, etc.) relating to the transportation and disposal of wastes from the site (i.e., tanks, soils, product, water).

All records documenting the transport and disposal of any contaminant, contaminated water and soil, or other waste that is generated at the site while the cleanup action plan is being performed, shall be maintained by the Participant for a period of at least three years from the date of transport and disposal.

#### **D. Certificate of Completion Approval**

The Bureau shall review each request for completion. If the Bureau is satisfied that the requirements for completion set forth above have been met, the Bureau shall issue a certificate of completion.

#### **E. Post Closure Activities**

Upon receiving notice from the certificate of completion that the cleanup requirements have been met, the Participant shall remove all equipment, and ensure that all wells are closed down and removed, grouted and sealed, unless otherwise authorized by the certificate of completion.

## **NO FURTHER ACTION OR CASE CLOSURE**

Within thirty (30) days after the Cleanup Action Plan has been completed, the Participant must submit the Cleanup Completion Report. This report outlines the cleanup that was implemented at the site and details the results of the final outcome. A brief summary should follow each heading:

### **I. SITE DESCRIPTION**

Provide a description that includes the following information:

- A. Address.
- B. Location Map (map of a size and scale appropriate to a depiction of site location.).

### **II. SITE HISTORY**

Previous site owners and operators, material storage and release history.

### **III. INITIAL AND COMPREHENSIVE ASSESSMENT OF THE EXTENT OF CONTAMINATION**

Summarize Phase I and Phase II Site Assessments along with any other site investigations.

### **IV. CLEANUP ACTION PLAN**

Summarize all activities completed to date, and describe in detail the cleanup action plan approved and implemented.

### **V. PLAN IMPLEMENTATION AND EVALUATION**

The Participant will evaluate the site after the implementation and completion of the approved Cleanup Action Plan.

### **VI. RECOMMENDATIONS**

No Further Action or Case Closure

Upon review of all information transmitted to the EHA pertaining to the contaminated property, the office may authorize the Certificate of Completion in accordance with the provisions of section 305 of the District of Columbia Brownfield Revitalization Amendment Act of 2000 (Act).

A judgment by the EHA about the site will be made regarding significant adverse effects on human health and the environment. The requirements of the cleanup action plan must have been implemented, applicable cleanup standards must be met and the Participant

must have demonstrated that implementation of the cleanup action plan at the eligible property has achieved the applicable cleanup standards regarding the contamination addressed in the cleanup action plan. This certificate of completion releases the Participant from further liability under the Act and any other District law or regulation, for cleanup of the eligible property and for any contamination identified in the environmental assessment of the property, and the Participant shall not be subject to a contribution action instituted by a responsible person. Long-term monitoring and maintenance may be necessary for the property under the direction of the EHA. The permissible uses of the property will be determined by the EHA and will be stated in the certificate of completion.